

**SUPREME COURT MINUTES
MONDAY, JUNE 2, 2008
SAN FRANCISCO, CALIFORNIA**

S143040 E038165 Fourth Appellate District, Div. 2 **VERDIN (JOSE DE JESUS) v.
S.C. (PEOPLE)**

Opinion filed

The case is remanded to the Court of Appeal, which is instructed to issue a writ of mandate directing the trial court to vacate its order and to issue a new order denying the People's motion. Our order staying the examination is vacated as moot. The People remain free on remand to move the trial court to appoint an expert pursuant to Evidence Code section 730 if, in its discretion, it decides that expert evidence "is or may be required."

Opinion by: Werdegarr, J.

-----joined by: George, C. J., Kennard, Baxter, Chin, Moreno, and Corrigan, JJ.

S149898 C045935 Third Appellate District **PEOPLE v. GONZALEZ
(SILVESTRE GARCIA)**

Opinion filed

The court received a certified copy of the death certificate of defendant Luis Lopez Arriaga during the pendency of this appeal. Therefore, all proceedings in this case regarding defendant Arriaga must be permanently abated. (*In re Sheena K.*, *supra*, 40 Cal.4th at pp. 879, 893.) The case is remanded to the Court of Appeal, with directions to enter an order in case No. C045935 permanently abating all proceedings with respect to defendant Arriaga and requiring the Superior Court of the County of El Dorado to enter an order to that effect in case No. P00CRF0406.

Opinion by: Chin, J.

-----joined by: George, C. J., Kennard, Baxter, Werdegarr, Moreno, and Corrigan, JJ.

S155965 C054185 Third Appellate District **ARIAS (JOSE A.) v. S.C.
(DAIRY)**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the response to the amicus curiae brief of Employers Group et al., is extended to June 11, 2008.